

REMARKS

Applicant appreciates the time taken by the Examiner to review Applicant's present application. Claims 1-32 remain pending in this Application. This application has been carefully reviewed in light of the Official Action mailed July 6, 2004. Applicant respectfully requests reconsideration and favorable action in this case.

Rejections under 35 U.S.C. §§ 102 & 103

Claims 1-5 and 10-32 stand rejected as anticipated by U.S. Patent No. 6,662,226 ("Wang"). Claims 6-9 stand rejected as unpatentable over U.S. Patent No. 6,662,226 ("Wang") in view of U.S. Patent No. 6,414,725 ("Clarin"). Applicant respectfully traverses these rejections.

Independent Claims 1, 13 and 26

Independent Claim 1 recites "a transaction management system comprising: a server that hosts a transaction; a network; a client connected in a communicating relationship with the server over the network, and the client participating in the transaction hosted by the server; and a filter operating between the server and the client to capture data associated with the transaction." Claims 13 and 26 recite similar limitations.

Thus, upon the occurrence of an event, the transaction management system may begin capturing data associated with a transaction between a client and a server. This data may be any type of data that passes between the client and the server, including entire portions of dynamic content., for example, streaming audio or video data. Additionally, because the data may be captured before it is presented to a user at a client, the data may be captured in a presentation independent format.

Wang, in contrast, presents a system for analyzing a user's interaction with a user interface. To achieve this, Wang records individual and sequenced display presentations at a user locale. (See Col 1, Line 63- Col. 2, Line 9) These display presentations are screen displays which support a transaction; a user can interact with these screen displays to conduct the transaction. (See Col. 3, Line 33-35). These screen displays are captured images of an interface displayed to a user at a particular point in time, when an image is capture the image is then transported to a storage area. (See Col. 8, Lines 38-40, 55-57). Thus, the screen displays captured by Wang represent an image displayed to a user at a terminal device at a particular instant in time.

As Wang captures static display images presented to a user at a terminal, Wang

captures how data is rendered or presented to a user, not the actual data that is passed between the client and server during a transaction. Consequently, Wang is not capable of capturing entire portions of dynamic content that may be passed between a client and a server such as streaming audio or video data etc.

Because Wang captures static display images used to support a transaction, Wang does not disclose a filter operating between the server and the client to capture data associated with the transaction as asserted by the Examiner. Accordingly, Applicant respectfully requests the withdrawal of the rejection of Claim 1. Additionally, as Claims 13 and 26 recite limitations similar to those in Claim 1, Applicant respectfully requests the withdrawal of the rejection of these claims as well.

Dependent Claims 2-12, 14-25 and 27-32

Applicant respectfully submits that dependent Claims 2-12, 14-25 and 27-32 are patentable as further limitations on patentable independent claims. Consequently, Applicant respectfully requests the withdrawal of the rejection of Claims 2-12, 14-25 and 27-32.

CONCLUSION

Applicant has now made an earnest attempt to place this case in condition for allowance. Other than as explicitly set forth above, this reply does not include an acquiescence to statements, assertions, assumptions, conclusions, or any combination thereof in the Office Action. For the foregoing reasons and for other reasons clearly apparent, Applicant respectfully requests full allowance of Claims 1-32. The Examiner is invited to telephone the undersigned at the number listed below for prompt action in the event any issues remain.

An extension of two (2) months is requested and a Notification of Extension of Time Under 37 C.F.R. § 1.136 with the appropriate fee is enclosed herewith.

Attorney Docket No.
VIGN1850-1

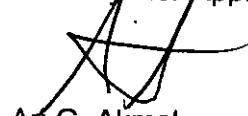
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The Director of the U.S. Patent and Trademark Office is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 50-3183 of Sprinkle IP Law Group.

Respectfully submitted,

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